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Attorneys for Defendants
ALEX CAINE and CITY OF SAN PABLO

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CHRISTIAN J. BRACKO,

Plaintiff,

vs.

ALEX CAINE; CITY OF SAN PABLO;
and DOES 1-10, inclusive,

Defendants.

Case No. C08-00239 JL

**NOTICE OF DEFENDANTS' MOTION
FOR SANCTIONS**

Date: October 1, 2008
Time: 9:30 a.m.
Dept: Courtroom F, 15th Floor
Judge: Honorable James Larson

NOTICE OF MOTION AND MOTION FOR SANCTIONS

TO PLAINTIFF AND HIS ATTORNEY OF RECORD:

Please take notice that on October 1, 2008, at 9:30 a.m., before the Honorable James Larson, in Courtroom F, 15th Floor, at U.S. District Court, 450 Golden Gate Avenue in San Francisco, California, or as soon thereafter as this matter can be heard, Defendants CITY OF SAN PABLO and ALEX CAINE will and hereby do move for sanctions against Plaintiff and his attorney of record, in the amount of \$5,850.00, based on their unjustified and unreasonable refusals to answer relevant deposition questions and for refusing to produce the statements of two purported eyewitnesses, Lorraine Hunt and Ashlee Wilson. Concurrently filed with this Motion

1 is Defendants' Motion to Compel Answers to Deposition Questions and Production of
2 Documents.

3 This motion shall be based upon this Notice of Motion for Sanctions, Supporting
4 Memorandum of Points and Authorities, the Declaration of Noah G. Blechman and the Proposed
5 Order, all filed or lodged herewith, as well as the file in this case, the argument of counsel at the
6 hearing, and any such further matters as the Court deems appropriate.

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8 Dated: August 22, 2008

MCNAMARA, DODGE, NEY, BEATTY, SLATTERY,
PFALZER, BORGES & BROTHERS LLP

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11 By: 

James V. Fitzgerald, III

Noah G. Blechman

J. Garret Deal

Attorneys for Defendants

ALEX CAINE and CITY OF SAN PABLO

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